

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

UNITED STATES OF AMERICA, )  
 ) CASE NO. MJ 10-485  
Plaintiff, )  
 )  
v. )  
 ) DETENTION ORDER  
KIRK RISHOR, )  
 )  
Defendant. )  
\_\_\_\_\_ )

Offense charged: Conspiracy to Distribute Methamphetamine; Possession with Intent to  
Distribute Methamphetamine; Use of a Communications Facility

Date of Detention Hearing: December 1, 2010

The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and  
based upon the factual findings and statement of reasons for detention hereafter set forth, finds  
that no condition or combination of conditions which defendant can meet will reasonably assure  
the appearance of defendant as required and the safety of other persons and the community.

FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

1. Defendant has been charged with a drug offense the maximum penalty of which

01 is in excess of ten years. There is therefore a rebuttable presumption against defendant as to both  
02 dangerousness and flight risk, under 18 U.S.C. §3142(e).

03         2. Defendant was released from state custody in June 2010, after serving a 74 month  
04 sentence for Assault and Possession of a Firearm. He has a lengthy criminal history that includes  
05 weapons charges, VUCSA, fugitive charges, failures to appear or to comply with court orders,  
06 robbery, and assault with a deadly weapon. Pretrial Services reports that the defendant is  
07 associated with two dates of birth, four Social Security numbers, and at least three alias names.

08         3. The instant charges involve an allegation that defendant and others were  
09 producing methamphetamine and smuggling it into the Washington State Penitentiary in Walla  
10 Walla.

11         4. Taken as a whole, the record does not effectively rebut the presumption that no  
12 condition or combination of conditions will reasonably assure the appearance of the defendant  
13 as required and the safety of the community.

14 It is therefore ORDERED:

15         (1) Defendant shall be detained pending trial and committed to the custody of the  
16 Attorney General for confinement in a correction facility separate, to the extent  
17 practicable, from persons awaiting or serving sentences or being held in custody  
18 pending appeal;

19         (2) Defendant shall be afforded reasonable opportunity for private consultation with  
20 counsel;

21         (3) On order of a court of the United States or on request of an attorney for the  
22 Government, the person in charge of the corrections facility in which defendant

01 is confined shall deliver the defendant to a United States Marshal for the purpose  
02 of an appearance in connection with a court proceeding; and

- 03 (4) The clerk shall direct copies of this Order to counsel for the United States, to  
04 counsel for the defendant, to the United States Marshal, and to the United States  
05 Pretrial Services Officer.

06 DATED this 1st day of December, 2010.

07 

08 Mary Alice Theiler  
09 United States Magistrate Judge